

NOV 25 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *S. Saylor*
DEPUTY CLERK

KENNETH EDWARD BARBOUR,
Plaintiff,

v.

REPRESENTATIVES OF THE
PERSONS ASST. WARDEN
HARVEY,
Defendant.

Civil Action No. 7:09-cv-00480

ORDER

By: Hon. James C. Turk
Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

ORDERED

that plaintiff's complaint is **DISMISSED without prejudice** and **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 25th day of November, 2009.

James C. Turk

Senior United States District Judge